

## Declaration for Patent Application

As a below named inventor, I declare that:

My residence, post office address, and citizenship are as stated next to my name.

I believe that I am the original, first, and sole inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled: "Evolution-based Functional Genomics", the specification of which is attached hereto. I also declare that I am a "small entity" under the US Code.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge my duty to disclose information that is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56 (a).

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information I know to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

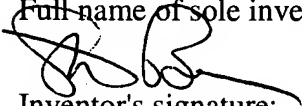
U.S. SERIAL NO.	FILING DATE	STATUS
07/857,224	03/25/92	issued US 5,958,784
08/914,375	08/08/97	Issued US 6,377,893
09/640,709	08/18/00	Pending

Address all telephone calls to Steven A. Benner at telephone number (352) 332-2262.

Address all correspondence to Steven A. Benner, 1501 N.W. 68th Terrace, Gainesville, FL 32605-4147.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

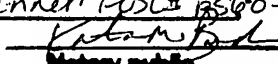
Full name of sole inventor: Steven Albert Benner

  
Inventor's signature:

Residence/Postal address: 1501 N.W. 68th Terrace, Gainesville FL 32605  
Citizenship: United States of America

Before me this 23rd day of January, 2003 personally appeared Steven Albert Benner, who acknowledged the foregoing instrument to be his free act and deed.



State of FL County of Alachua  
Subscribed and sworn to (or affirmed before me this  
23 day of January, 19 2003, by  
Steven A. Benner Publ 13560-781 54-385  
  
Notary public  
(Seal) My commission expires March 27, 2005